THE HON'BLE SRI JUSTICE C.V. RAMULU

Friday, 22nd September, 2006

W.P.No.25728 of 2000

Between:

Velicheti Veerraju … Petitioner

and

The President, Vadali Primary
Agricultural Cooperative Society,
Vadali, Tanuku Mandal,
West Godavari District
and others … Respondents

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W.P.No.25728 of 2000

ORAL ORDER:

This Writ Petition is filed seeking to quash the Order passed by the 3rd respondent in Rc.No.527/84-B, dated 20-3-1987 as confirmed by the 2nd respondent-A.P. Cooperative Tribunal, Vijayawada in O.A.No.119 of 1996.

Heard both sides and perused the impugned Orders and other material made available on record and also the counter affidavit filed by the 3rd respondent.

I am of the opinion that the Tribunal has not committed any error in confirming the orders passed by the surcharge-authority (3rd respondent) under Section 60 of the A.P. Cooperative Societies Act,1964. The Tribunal rightly observed that the 3rd respondent passed an elaborate order dealing each item independently and directed the petitioner to restore the amount of Rs.23,986.45 ps with interest at 18% per annum to the assets of the Vadali Primary Agricultural Cooperative Society. The Writ Petition is devoid of merits and liable to be dismissed.

At the time of admission of the Writ Petition on 24-1-2001, interim suspension of the impugned Orders was granted subject to the condition of the petitioner depositing a sum of Rs.10,000/-. According to the learned counsel for the petitioner, the said amount was already deposited by the petitioner on 13-3-2000 itself. In view of the above,

the petitioner is granted another three months time from today to comply with the orders passed by the 3rd respondent. Till such time, no coercive steps shall be taken against the petitioner.

Subject to the above direction, the Writ Petition is dismissed. No order as to costs.

22-9-2006

prk